

1 Eugene P. Ramirez (State Bar No. 134865)
eugene.ramirez@manningkass.com
2 Lynn Carpenter (State Bar No. 310011)
lynn.carpenter@manningkass.com
3 Kayleigh Andersen (State Bar No. 306442)
kayleigh.andersen@manningkass.com
4 **MANNING & KASS**
ELLROD, RAMIREZ, TRESTER LLP
5 801 S. Figueroa St, 15th Floor
Los Angeles, California 90017-3012
6 Telephone: (213) 624-6900
Facsimile: (213) 624-6999

7 Attorneys for Defendant, COUNTY OF
8 RIVERSIDE, SHAWN HUBACHEK and
JIMMIE MCGUIRE

10 **UNITED STATES DISTRICT COURT**
11 **CENTRAL DISTRICT OF CALIFORNIA**

12
13 S.L. a minor by and through the
Guardian Ad Litem Kristine Llamas
14 Leyva, individually and as successor-in-
interest to JOHNNY RAY LLAMAS,
deceased; V.L., by and through the
15 Guardian Ad Litem Amber Sietsinger,
individually and as successor-in-interest
to JOHNNY RAY LLAMAS deceased;
16 and CAROLYN CAMPBELL,
individually,
17
18 Plaintiffs,

19 v.
20 COUNTY OF RIVERSIDE; SHAWN
21 HUBACHEK; JIMMIE MCGUIRE;
and DOES 3-10, inclusive,
22
Defendant.

Case No.: 5:24-cv-00249-CAS(SPx)
Hon. Christina A. Snyder

**KAYLEIGH ANDERSEN'S
DECLARATION IN SUPPORT OF
DEFENDANTS' MOTION TO STAY**

*Filed concurrently with Notice of
Motion and Memorandum of Points and
Authorities; and Proposed Order*

Date: Monday, September 15, 2025
Time: 10:00 am
Crtrm.: Courtroom 8D__

Action Filed: 02/01/2024



DECLARATION OF KAYLEIGH ANDERSEN

I, Kayleigh Andersen, declare as follows:

3 1. I am an attorney at law duly authorized to practice before all the courts
4 of the State of California and in all of the United States District Courts within the
5 Central District of California. I am a partner in the law firm of Manning & Kass,
6 Ellrod, Ramirez, Trester LLP, attorneys of record herein for Defendants COUNTY
7 OF RIVERSIDE, SHAWN HUBACHEK, and JIMMIE MCGUIRE (collectively
8 “Defendants”). If called and sworn as a witness to testify, I am competent to testify
9 and would testify from my own personal knowledge as to the facts set forth in this
10 declaration, except as to those matters that are stated on information and belief
11 herein.

12 2. On July 31, 2025, I reached out to Plaintiffs' counsel by e-mail,
13 requesting a stipulation between the parties for a stay on the district court
14 proceedings. Attached hereto as Defendants' **Exhibit A** is a true and correct copy of
15 the e-mail conversation between counsel, which took place on July 31, 2025.

16 3. The following day, August 1, 2025, the parties conferred by telephone.
17 While Defendants proposed a stay of all proceedings, Plaintiffs proposed a stay on
18 the federal claims, only, to allow the case to proceed to trial on the state law claims
19 on the current trial date. However, an agreement regarding a stay could not be
20 reached.

21 I declare under penalty of perjury under the laws of the United States, that the
22 foregoing is true and correct.

23 || Executed on August 13, 2025 in San Bernardino, California.

/s/ Kayleigh Andersen
Kayleigh Andersen

EXHIBIT A

From: Benjamin Levine <blevine@galipolaw.com>
Sent: Thursday, July 31, 2025 3:34 PM
To: Kayleigh Andersen <Kayleigh.Andersen@manningkass.com>
Cc: Eugene P. Ramirez <Eugene.Ramirez@manningkass.com>; Lynn Carpenter <Lynn.Carpenter@manningkass.com>; Shanika Linear <Shanika.Linear@manningkass.com>; Delia Flores <Delia.Flores@manningkass.com>; Dale K. Galipo <dalekgalipo@yahoo.com>; Santiago Laurel <slaurel@galipolaw.com>
Subject: Re: Llamas (PC) Stay

Good afternoon Kayleigh,

Although we do not believe Defendants' interlocutory appeal is proper given the disputed issues of fact that the district court found preclude qualified immunity on summary judgment, we will stipulate to a stay of the district court proceedings as to the federal claims during the pendency of the appeal. We will not stipulate to a stay as to the state law claims, and we intend to proceed to trial on those claims if the case does not settle at our upcoming mediation.

Relatedly, Defendants' Mediation Questionnaire submitted in the Ninth Circuit indicates that Defendants intend to appeal the district court's entire summary judgment order, including the rulings addressing standing, which are not subject to interlocutory appeal. If the case does not settle at mediation, we also intend to seek dismissal of the appeal, at least insofar as it seeks to appeal these ancillary rulings.

Given that our mediation date is after the current ADR cutoff, a stipulation to continue that deadline (as well as the August 18 status conference re settlement) makes sense. Please feel free to circulate a draft stipulation or let me know if you would prefer that we prepare one.

Best,
Ben

Benjamin S. Levine, Associate Attorney | The Law Offices of Dale K. Galipo | 21800 Burbank Blvd., Suite 310, Woodland Hills, CA 91367 | Office: +1.818.347.3333 | Fax: +1.818.347.4118 | Email: blevine@galipolaw.com www.GalipoLaw.com

CONFIDENTIALITY NOTICE:

This e-mail may contain confidential and privileged material for the sole use of the intended recipient(s). Any review, use, distribution or disclosure by others is strictly prohibited. If you are not the intended recipient (or authorized to receive for the recipient), please contact the sender by reply e-mail or telephone, and delete all copies of this message.

From: Kayleigh Andersen <Kayleigh.Andersen@manningkass.com>
Sent: Thursday, July 31, 2025 10:51 AM
To: Benjamin Levine <blevine@galipolaw.com>
Cc: Eugene P. Ramirez <Eugene.Ramirez@manningkass.com>; Lynn Carpenter <Lynn.Carpenter@manningkass.com>; Shanika Linear <Shanika.Linear@manningkass.com>; Delia Flores <Delia.Flores@manningkass.com>; Dale K. Galipo <dalekgalipo@yahoo.com>; Santiago Laurel <slaurel@galipolaw.com>
Subject: RE: Llamas (PC) Stay

Good morning Ben,

We have a number of pressing pre-trial deadlines coming up. Would your office stipulate to a stay of proceedings pending the 9th circuit appeal? We still have the mediation on September 10, which is after the current ADR cut-off, so a stipulation to stay or at the very least continue dates appears necessary. I am happy to discuss further at your convenience.

Thank you,
Kayleigh

Kayleigh Andersen
Partner
 801 S. Figueroa St., 15th Floor
Los Angeles, CA 90017
Main: (213) 624-6900 | Ext.: 2447
Direct: (213) 553-2447
Kayleigh.Andersen@manningkass.com | manningkass.com

PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

At the time of service, I was over 18 years of age and not a party to this action. I am employed in the County of Los Angeles, State of California. My business address is 801 S. Figueroa St, 15th Floor, Los Angeles, CA 90017-3012.

On August 14, 2025, I served true copies of the following document(s) described as **DEFENDANTS' NOTICE OF MOTION AND MOTION TO STAY THE DISTRICT COURT PROCEEDINGS; MEMORANDUM OF POINTS AND AUTHORITIES** on the interested parties in this action as follows:

Electronic Mail Notice List

The following are those who are currently on the list to receive e-mail notices for this case.

- **Kayleigh Ann Andersen**
kayleigh.andersen@manningkass.com,delia.flores@manningkass.com
- **Lynn Louise Carpenter**
Lynn.Carpenter@manningkass.com,Angela.Thompson@manningkass.com
- **Richard T Copeland**
rtc@conflict-solution.com
- **Dale K Galipo**
dalekgalipo@yahoo.com,dgilbert@galipolaw.com,blevine@galipolaw.com,evalenzuela@galipolaw.com,rvalentine@galipolaw.com,slaurel@galipolaw.com,CMayne@galipolaw.com,msincich@galipolaw.com,ldeleon@galipolaw.com,amonguia@galipolaw.com,coopermyne@recap.email,sanderson@galipolaw.com,hlee@galipolaw.com
- **Benjamin Stamler Levine**
blevine@galipolaw.com
- **Garo Mardirossian**
garo@garolaw.com,lourdes@garolaw.com
- **Lawrence D Marks**
lmarks@garolaw.com,tdockweiler@garolaw.com,daniel@garolaw.com
- **Eugene P Ramirez**
Eugene.Ramirez@manningkass.com,delia.flores@manningkass.com

BY CM/ECF NOTICE OF ELECTRONIC FILING: I electronically filed the document(s) with the Clerk of the Court by using the CM/ECF system. Participants in the case who are registered CM/ECF users will be served by the CM/ECF system. Participants in the case who are not registered CM/ECF users will be served by mail or by other means permitted by the court rules.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct and that I am employed in the office of a member of the bar of this Court at whose direction the service was made.

1 Executed on August 14, 2025, at Los Angeles, California.
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

/s/ Sandra Alarcon
Sandra Alarcon

